

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 \* \* \*

4 UNITED STATES OF AMERICA,

5 Plaintiff,

6 v.

7 DVANTE MASON,

8 Defendant.

Case No. 2:17-cr-0239-APG-CWH

**ORDER ACCEPTING MAGISTRATE  
JUDGE'S REPORT &  
RECOMMENDATION ON MOTION TO  
SUPPRESS**

[ECF Nos. 30, 41]

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10 Defendant Dvante Mason filed a motion to suppress statements he made to law  
11 enforcement officers. ECF No. 30. After conducting an evidentiary hearing, Magistrate Judge  
12 Hoffman entered his Report & Recommendation recommending that the motion to suppress be  
13 granted. ECF No. 41. The Government filed an Objection to the Report & Recommendation (ECF  
14 No. 44) and Mason filed a Response (ECF No. 45).<sup>1</sup> Pursuant to Local Rule IB 3-2(b), I have  
15 conducted a *de novo* review of the motion to suppress and related papers. Although this is a close  
16 call, I agree with Magistrate Judge Hoffman's analysis, and I adopt his Report & Recommendation  
17 as my own.

18 IT IS HEREBY ORDERED that Magistrate Judge Hoffman's Report & Recommendation  
19 (ECF No. 41) is **accepted**. Mr. Mason's motion to suppress (ECF No. 30) is **granted**. The  
20 firearm and Mason's subsequent on-scene statements are suppressed.

21 Dated: November 19, 2018.

22   
23 ANDREW P. GORDON  
UNITED STATES DISTRICT JUDGE

<sup>1</sup> The Government also filed a Reply (ECF No. 46), which is not allowed absent court permission. *See* Local Rule IB 3-2(a). However, I will not strike the Reply because part of it addresses Mason's objection (raised in his Response) to Magistrate Judge Hoffman's rulings regarding the validity of the initial stop.